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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 NORMAN GOTCHER, JR.,)

9)
10 Petitioner,)

Case No. C11-156-MJP

11 v.)

ORDER OF DISMISSAL


12 DEPARTMENT OF CORRECTIONS, *et al.*,)

Respondents.)
_____)

13 The Court, having reviewed petitioner's 28 U.S.C. § 2254 petition for writ of habeas
14 corpus, respondent's answer, petitioner's response, the Report and Recommendation of the
15 Honorable Brian A. Tsuchida, United States Magistrate Judge, any objections or responses to that,
16 and the remaining record, finds and orders as follows:

- 17 1. The Report and Recommendation is **ADOPTED**;
- 18 2. Petitioner's § 2254 habeas petition is **DENIED** and this matter is **DISMISSED**
19 with prejudice;
- 20 3. Petitioner is **DENIED** issuance of a certificate of appealability; and
- 21 4. The Clerk shall send a copy of this Order to the parties and to Judge Tsuchida.

22 DATED this _16th_ day of September, 2011.
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Marsha J. Pechman
United States District Judge